

## STATE OF SOUTH CAROLINA

(Caption of Case)

In Re: Application of All My Sons Moving & Storage  
 of Charleston Inc. for a Class E (Household Goods)  
 Certificate of Convenience and Necessity for  
 Operation of a Motor Vehicle Carrier

COPY  
 Posted: 600  
 Dept: SA 10RS  
 Date: 3/8/13  
 Time: 3:14

BEFORE THE  
 PUBLIC SERVICE COMMISSION  
 OF SOUTH CAROLINA

## COVER SHEET

DOCKET

NUMBER: 2012 - 105 - T

RECEIVED

MAR 08 2013

(Please type or print)

Submitted by: Jeremy C. HodgesPSC SC  
MAIL / DMSSC Bar Number: 71123Address: Nelson Mullins Riley & ScarboroughTelephone: 803.255.97661320 Main Street / 17th FloorFax: 803.255.9164Columbia, SC 29201

Other:

Email: jeremy.hodges@nelsonmullins.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

## DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☐ Request for item to be placed on Commission's Agenda expeditiously☐ Other:

## INDUSTRY (Check one)

## NATURE OF ACTION (Check all that apply)

- ☐ Electric  
☐ Electric/Gas  
☐ Electric/Telecommunications  
☐ Electric/Water  
☐ Electric/Water/Telecom.  
☐ Electric/Water/Sewer  
☐ Gas  
☐ Railroad  
☐ Sewer  
☐ Telecommunications  
☒ Transportation  
☐ Water  
☐ Water/Sewer  
☐ Administrative Matter  
☐ Other: \_\_\_\_\_

- ☐ Affidavit  
☐ Agreement  
☐ Answer  
☐ Appellate Review  
☐ Application  
☐ Brief  
☐ Certificate  
☐ Comments  
☐ Complaint  
☐ Consent Order  
☐ Discovery  
☐ Exhibit  
☐ Expedited Consideration  
☐ Interconnection Agreement  
☐ Interconnection Amendment  
☐ Late-Filed Exhibit

- ☐ Letter  
☐ Memorandum  
☐ Motion  
☐ Objection  
☐ Petition  
☐ Petition for Reconsideration  
☐ Petition for Rulemaking  
☐ Petition for Rule to Show Cause  
☐ Petition to Intervene  
☐ Petition to Intervene Out of Time  
☐ Prefiled Testimony  
☐ Promotion  
☐ Proposed Order  
☐ Protest  
☒ Publisher's Affidavit  
☐ Report

- ☐ Request  
☐ Request for Certification  
☐ Request for Investigation  
☐ Resale Agreement  
☐ Resale Amendment  
☐ Reservation Letter  
☐ Response  
☐ Response to Discovery  
☐ Return to Petition  
☐ Stipulation  
☐ Subpoena  
☐ Tariff  
☐ Other: \_\_\_\_\_

Print Form

Reset Form

# Nelson Mullins

## Nelson Mullins Riley & Scarborough LLP

Attorneys and Counselors at Law  
1320 Main Street / 17th Floor / Columbia, SC 29201  
Tel: 803.799.2000 Fax: 803.255.9146  
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(Admitted in SC & WV)  
Tel: 803.255.9577  
Fax: 803.255.9146  
matt.patterson@nelsonmullins.com

March 4, 2013

### Via Electronic Filing

Jocelyn Boyd  
Chief Clerk and Administrator  
SC Public Service Commission  
Post Office Drawer 11649  
Columbia, SC 29211

RE: All My Sons Moving & Storage of Charleston, Inc.  
Docket No. 2012-105-T  
Our File: 26865/09000

Dear Ms. Boyd:

Enclosed for filing is an application on behalf of All My Sons Moving & Storage of Charleston, Inc. to expand the scope of its Class E Certificate of Convenience and Necessity.

Please contact me if there are any questions or concerns with regards to this matter.

Very truly yours,



Jeremy C. Hodges

JCH:  
Enclosures

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA  
101 Executive Center Drive, Suite 100  
Columbia, South Carolina 29210  
(Mailing address: Post Office Drawer 11649, Columbia, SC 29211)

Phone: (803) 896-5100 FAX: (803) 896-5199

APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR OPERATION OF  
MOTOR VEHICLE CARRIER

Select Class: (Check one)

Date: February 18, 2013

- ☒ E (HHG) - Household Goods  
☐ E (HAZ) - Hazardous Material

**IMPORTANT!** If application is to amend scope of authority, a current annual report must be on file with the Commission **before** application will be accepted. If application is for a NEW CERTIFICATE, do not submit annual report.

Check one:

- ☐ New Application  
☒ Amended Scope of Authority

Current Scope:

(list counties) Charleston County, Dorchester County, Berkeley County

Amended Scope:

(list counties) Statewide

1. Name under which business is to be conducted (corporation, partnership, or sole proprietorship, with or without trade name.)

All My Sons Moving & Storage of Charleston, Inc.

4244-B Scott Street, North Charleston, SC 29405

Street Address of Applicant

2400 Old Mill Road, Carrollton, TX 75007

Mailing Address of Applicant (if different from street address)

843-480-4333

Phone

469-461-5005

FAX

chrisg@allmysons.com / csummerville@allmysons.com

Email Address

2. If the Applicant is an LLC or a corporation, a copy of the Certificate of Existence from the South Carolina Secretary of State and the Articles of Incorporation must be attached. (If incorporated outside of SC, attach South Carolina Secretary of State "Foreign Corporation" Certificate.)

3. Select Entity Type: (Check one)

- ☐ Individual Owner/Sole Proprietorship
- ☐ Partnership - List names and address of all person having an interest in the business.
- ☒ Corporation - List names and addresses of two principal officers.

Robert Peterson - 2400 Old Mill Road, Carrollton, TX 75007

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Mr. Peterson is the sole principal officer.

---

4. Applicant proposes to operate service as follows: (Check one.)

- ☐ Intrastate Only      ☐ Interstate Only      ☒ Both

5. Is applicant certified to provide **intrastate** transportation of household goods in another state: (Check one.)

- ☐ Yes      ☒ No

*If yes, attach a letter from the regulatory agency in the state(s) stating applicant is in compliance with the rules and regulations of said state agency.*

6. Has applicant been convicted of operating with no intrastate household goods authority or failure to abide by the rules and regulations pertaining to the intrastate transportation of household goods in this state or any other state? (Check one.)

- ☐ Yes      ☒ No

*If yes, list dates and nature of convictions below.*

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7. Has applicant ever had a certificate authorizing the transportation of household goods revoked in this state or any other state? ( Check one.)

- ☐ Yes      ☒ No

*If yes, list dates and nature of revocations below.*

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Applicant is financially able to furnish the services as specified in this application and submits the following statement of assets and liabilities.

## BALANCE SHEET

Balance at Time Application is Filed:

Month \_\_\_\_\_ Year \_\_\_\_\_

**Assets:**

Cash	
Receivables	
Real Estate	
Buildings and Equipment (Net)	
Motor Vehicles (Net)	<b>see attached</b>
Garage Equipment (Net)	
Machinery and Tools (Net)	
Supplies on Hand	
Prepays and Other Assets	
<b>Total Assets *</b>	
<b><u>Liabilities and Equity:</u></b>	
Accounts Payable	
Notes Payable	
Mortgages Payable	
Equipment Obligations	
Accrued Salaries and Wages	<b>see attached</b>
Other Accrued Obligations	
Other Liabilities	
<b>Total Liabilities</b>	
Capital Stock	
Retained Earnings	
<b>Total Equity</b>	
<b>Total Liabilities and Equity *</b>	

\* Total Assets = Total Liabilities and Equity

3:30 PM  
01/14/13  
Accrual Basis

**All My Sons - Charleston**  
**Balance Sheet**  
As of September 30, 2012

	Sep 30, 12
<b>ASSETS</b>	
Current Assets	
Checking/Savings	
100 · Operating Checking Account	9,324.56
Total Checking/Savings	9,324.56
Total Current Assets	9,324.56
Fixed Assets	
172 · Computers & Office Equipment	1,732.03
173 · Furniture & Fixtures	5,306.08
Total Fixed Assets	7,038.11
Other Assets	
180 · Deposits	
180.1 · Deposits - Rent and Utility	2,766.33
Total 180 · Deposits	2,766.33
Total Other Assets	2,766.33
<b>TOTAL ASSETS</b>	<b>19,129.00</b>
<b>LIABILITIES &amp; EQUITY</b>	
Liabilities	
Current Liabilities	
Accounts Payable	
200 · Accounts Payable	61,464.16
231 · Accrued Payroll	4,153.14
Total Accounts Payable	65,617.30
Total Current Liabilities	65,617.30
Long Term Liabilities	
270 · Due to/from Shareholders	
270.1 · Due to/from Peterson	40,520.00
Total 270 · Due to/from Shareholders	40,520.00
Total Long Term Liabilities	40,520.00
Total Liabilities	106,137.30
Equity	
Net Income	-87,008.30
Total Equity	-87,008.30
<b>TOTAL LIABILITIES &amp; EQUITY</b>	<b>19,129.00</b>

## PROPOSED RATES AND CHARGES FOR SERVICE

Proposed Rates and Charges (List only maximum charges per mile or trip, and/or hourly rate):

Applicant proposes to utilize its current tariff that is on file with the Office of Regulatory Staff and that was previously approved by this Commission in Docket No. 2012-105T.

## COMMODITIES TO BE TRANSPORTED AND AREA(S) TO BE SERVED

Commodities to be Transported: (Check one)

☒ Household Goods, as defined in R103-210(1)

☐ Hazardous Wastes, as defined in R103-210(2)

Requested Scope of Authority: Check all counties in which you are requesting permission to operate.

You will only be allowed to operate in those counties checked below. You may request "Statewide" authority if you intend to operate in all counties in South Carolina.

- |                                     |                                       |                                     |                                     |   |
|-------------------------------------|---------------------------------------|-------------------------------------|-------------------------------------|---|
| <input type="checkbox"/> Abbeville  | <input type="checkbox"/> Cherokee     | <input type="checkbox"/> Florence   | <input type="checkbox"/> Lee        | <input type="checkbox"/> Saluda               |
| <input type="checkbox"/> Aiken      | <input type="checkbox"/> Chester      | <input type="checkbox"/> Georgetown | <input type="checkbox"/> Lexington  | <input type="checkbox"/> Spartanburg          |
| <input type="checkbox"/> Allendale  | <input type="checkbox"/> Chesterfield | <input type="checkbox"/> Greenville | <input type="checkbox"/> Marion     | <input type="checkbox"/> Sumter               |
| <input type="checkbox"/> Anderson   | <input type="checkbox"/> Clarendon    | <input type="checkbox"/> Greenwood  | <input type="checkbox"/> Marlboro   | <input type="checkbox"/> Union                |
| <input type="checkbox"/> Bamberg    | <input type="checkbox"/> Colleton     | <input type="checkbox"/> Hampton    | <input type="checkbox"/> McCormick  | <input type="checkbox"/> Williamsburg         |
| <input type="checkbox"/> Barnwell   | <input type="checkbox"/> Darlington   | <input type="checkbox"/> Horry      | <input type="checkbox"/> Newberry   | <input type="checkbox"/> York                 |
| <input type="checkbox"/> Beaufort   | <input type="checkbox"/> Dillon       | <input type="checkbox"/> Jasper     | <input type="checkbox"/> Oconee     |   |
| <input type="checkbox"/> Berkeley   | <input type="checkbox"/> Dorchester   | <input type="checkbox"/> Kershaw    | <input type="checkbox"/> Orangeburg | <input checked="" type="checkbox"/> Statewide |
| <input type="checkbox"/> Calhoun    | <input type="checkbox"/> Edgefield    | <input type="checkbox"/> Lancaster  | <input type="checkbox"/> Pickens    |   |
| <input type="checkbox"/> Charleston | <input type="checkbox"/> Fairfield    | <input type="checkbox"/> Laurens    | <input type="checkbox"/> Richland   |   |

**DESCRIPTION OF EQUIPMENT**

You are **not** required to own a vehicle to file an application. However, prior to being issued a certificate by ORS, you will be required to have obtained a vehicle.

MAKE	YEAR & MODEL	VIN#	EMPTY WEIGHT
HINO	2012 model 268	5PVNE8JV1C4S52370	25,950 GVWR per specs
HINO	2012 model 268	5PVNE8JJV5C4S52369	25,950 GVWR per specs



## INSURANCE QUOTE

This form **MUST BE COMPLETED AND SIGNED** by an **AUTHORIZED INSURANCE COMPANY REPRESENTATIVE**. The insurance quote must be complete, listing current insurance premiums. At the discretion of the Commission, a copy of current insurance policies may be required. Do not provide a copy of insurance policies unless requested. You will not be required to purchase insurance until your application has been approved and an order has been issued by the PSC. **THIS IS ONLY A QUOTE.**

The following insurance quote is for:

All My Sons Moving & Storage of Charleston, Inc.

Name of Applicant

2400 Old Mill Road, Carrollton TX 75007

Address of Applicant

### Amount of Premium:

### Limits Quoted: (See Below)

Liability Insurance \$ \$9,571.00

Limits \$1,000,000.00

Cargo Insurance \$ \_\_\_\_\_

Limits \_\_\_\_\_

\* Attach Certificate of Insurance if available.

Vanliner Insurance Company

Name of Insurance Company

1 Premier Drive, Fenton, MO 63026

Home Office Address of Company

I am familiar with the Commission's Rules and Regulations relating to insurance requirements and the above quote meets the minimum insurance limits prescribed. The insurance company making this quote is authorized by the South Carolina Department of Insurance to do business in South Carolina.

Jan. 18, 2013

Date

s/ John F. Bilton (see attached letter)

Authorized Insurance Company Representative's Signature

\* Form E and Form H Certificates of Insurance are required to be filed with the Office of Regulatory Staff (ORS). The schedule of **minimum limits for Household Goods** carriers are listed below:

Vehicle liability for vehicles less than 10,000 lbs. GVWR	\$ 500,000
Vehicle liability for vehicles 10,000 lbs. or more GVWR	\$ 750,000
Cargo - For loss of or damage to property carried on any one motor vehicle	\$ 2,500
For loss of or damage to or aggregate of losses or damages of or to property occurring at any one time and place	\$ 5,000

### NOTICE:

If you wish to self-insure your motor vehicles for liability and property damage, you must comply with S.C. Code Ann. Sections 56-9-60 and 58-23-910. For more information, contact Vickie Coker with the Department of Motor Vehicles at (803) 896-8457.

If you wish to apply as a self-insured for worker's compensation coverage in South Carolina you may do so with the South Carolina Worker's Compensation Commission (WCC) provided that you will be able to: 1) post a surety bond or letter-of-credit with the WCC for a minimum of \$500,000, 2) agree to pay a yearly self-insurance tax, and 3) agree to pay an annual assessment to the South Carolina Second Injury Fund. For more information, contact the WCC Self-Insurance Division at (803) 737-5712 or on the web at [www.wcc.state.sc.us/self-insurance](http://www.wcc.state.sc.us/self-insurance).

January 18, 2013

Ms. Stephanie Welch  
All My Sons Business Development  
13821 Diplomat Dr  
Farmers Branch, TX 75234

Re: All My Sons Moving & Storage of Charleston, Inc.

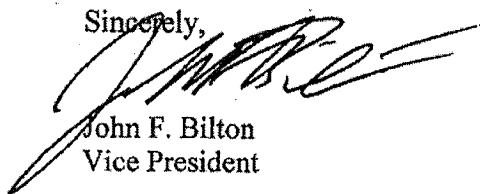
Dear Stephanie:

In response to your inquiry, this is to confirm that Vanliner Insurance Company, 1 Premier Dr., Fenton, MO 63026 has issued an insurance policy to All My Sons Moving & Storage of Charleston, Inc. effective 1/1/2013 to 1/1/2014.

Under policy # TRV 4017200 coverage is provided for Automobile, Cargo and General Liability for an annual premium of \$9,571.

Should further information be needed, please let me know.

Sincerely,



John F. Bilton  
Vice President

**Exhibit Fit, Willing, and Able (FWA)**

\_\_\_\_\_  
All My Sons Moving & Storage of Charleston, Inc.  
Name

\_\_\_\_\_  
2276296  
U.S.D.O.T No.

\_\_\_\_\_  
ICC No.

1. Does Applicant have a Safety Rating from the U.S.D.O.T.?

☐ Yes                      ☐ No                      ☒ Pending      (Submit when received.)

If Yes, indicate rating below and provide copy.

☐ Satisfactory                      ☐ Conditional                      ☐ Unsatisfactory

2. Have any of Applicant's drivers or vehicles been places "out of service" by Transport Police safety officers in the past twelve (12) months?

☐ Yes                      ☒ No

3. Are there currently any outstanding judgment(s) against the Applicant?

☐ Yes                      ☒ No

4. Is Applicant familiar with all statutes and regulations, including safety regulations and workers' compensation laws that govern for-hire motor carrier operations in South Carolina, and does Applicant agree to operate in compliance with these statutes and regulations?

☒ Yes                      ☐ No

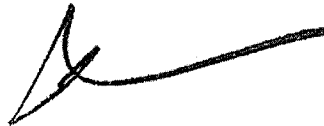
5. Is Applicant aware of the Commission's insurance requirements and the insurance premium costs associated therewith? (The Insurance Quote on Page 6 must be completed, listing current insurance premiums.)

☒ Yes                      ☐ No

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA  
POST OFFICE DRAWER 11649  
COLUMBIA, SOUTH CAROLINA 29211

Applicant is familiar with the provision of S.C. Code Ann. §58-23-10, et seq.(1976), and amendments thereto, and R.103-100 through R.103-241 of the Commission's Rules and Regulations for Motor Carriers (Volume 26, S.C. Code Ann. Regs., 1976), and R.38-400 through R.38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers (Volume 23A, S.C. Code Ann., 1976) and amendments thereto, and hereby promises compliance therewith.

The Applicant for the Certificate of Public Convenience and Necessity as set forth in the foregoing, swear or affirm that all statements contained in the above application are true and correct.



Applicant's Signature

PRESIDENT

Title of Applicant (e.g. President, Owner, etc.)

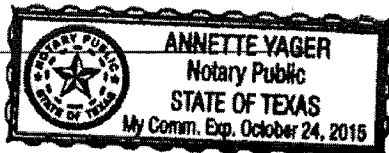
STATE OF ~~SOUTH CAROLINA~~ <sup>Texas</sup> )  
COUNTY OF Dallas )

SWORN TO BEFORE ME

This 19th day of February, 2013

  
Notary Public

Commission Expires



State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 08:00 AM 02/02/2012  
FILED 08:00 AM 02/02/2012  
SRV 120115519 - 5103993 FILE

## CERTIFICATE OF INCORPORATION

OF

### ALL MY SONS MOVING & STORAGE OF CHARLESTON, INC.

**FIRST:** The name of the Corporation is All My Sons Moving & Storage of Charleston, Inc.

**SECOND:** The address of the registered office of the corporation in the State of Delaware is located at 2711 Centerville Road, Suite 400, Wilmington, New Castle County, Delaware 19808. The name of the Registered Agent at that address is Corporation Service Company.

**THIRD:** The purpose of the Corporation is to engage in any lawful act or activity for which corporations may be organized under the General Corporation Law of the State of Delaware.

**FOURTH:** The total number of shares which the Corporation shall have the authority to issue is Three Thousand (3,000) shares of common stock having a par value of One Cent (\$0.01) per share of which Fifteen Hundred (1,500) shares shall be voting and Fifteen Hundred (1,500) shares shall be non-voting.

**FIFTH:** The Incorporator is Mary Elizabeth M. Browder, Esquire whose mailing address is 1201 N. Orange Street, Suite 400, New Castle County, Wilmington, Delaware 19801.

**SIXTH:** There shall be no personal liability of a director to the corporation or its shareholders for monetary damages for breach of fiduciary duty as a director except as follows: (i) for any breach of the director's duty of loyalty to the corporation or its shareholders, (ii) for acts or omissions not in good faith or that involve intentional misconduct or a knowing violation of law, (iii) for violations under Section 174 of the General Corporation Law of Delaware, or (iv) for any transaction from which the director derived an improper personal benefit.

**SEVENTH:** Whenever a compromise or arrangement is proposed between this Corporation and its creditors or any class of them and/or between this Corporation and its stockholders or any class of them, any court of equitable jurisdiction within the State of Delaware may, on the application in a summary way of this Corporation or of any creditor or stockholder thereof or on the application of any receiver or receivers appointed for this Corporation under Section 291 of Title 8 of the Delaware Code or on the application of trustees in dissolution or of any receiver or receivers appointed for this Corporation under Section 279 of Title 8 of the Delaware Code order a meeting of the creditors or class of creditors, and/or of the stockholders or class of stockholders of this Corporation, as the case may be, to be summoned in such manner as the said court directs. If a majority in number representing three fourths in value of the creditors or class of

creditors, and/or of the stockholders or class of stockholders of this Corporation, as the case may be, agree to any compromise or arrangement and to any reorganization of this Corporation as consequence of such compromise or arrangement, the said compromise or arrangement and the said reorganization shall, if sanctioned by the court to which the said application has been made, be binding on all the creditors or class of creditors, and/or all the stockholders or class of stockholders, of this Corporation, as the case may be, and also on this Corporation.

**EIGHTH:** In furtherance and not in limitation of the powers conferred by the laws of the State of Delaware, the Board of Directors is expressly authorized to make, amend and repeal the Bylaws.

I, **THE UNDERSIGNED**, being the incorporator, for the purpose of forming a corporation under the laws of the State of Delaware do make, file and record this Certificate of Incorporation, do certify that this Certificate of Incorporation is the act and deed of the corporation and that the facts herein stated are true, and, intending this to be an acknowledgement within the meaning of Section 103 of the Delaware General Corporation Law, have hereto set my hand and seal this 1st day of February, 2012.

BY: Mary Elizabeth M. Browder (SEAL)  
Mary Elizabeth M. Browder, Esquire,  
INCORPORATOR

# Delaware

PAGE 1

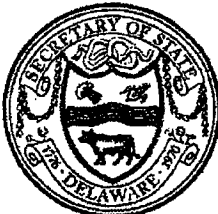
*The First State*

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "ALL MY SONS MOVING & STORAGE OF CHARLESTON, INC." IS DULY INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL CORPORATE EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE NINTH DAY OF FEBRUARY, A.D. 2012.

5103993 8300

120115519

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)



  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 9355056

DATE: 02-09-12

# *The State of South Carolina*



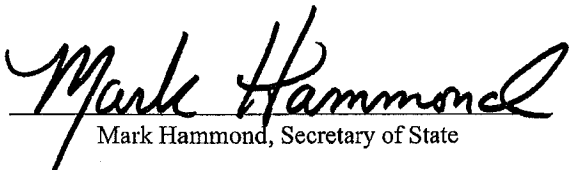
*Office of Secretary of State Mark Hammond*

## **Certificate of Authorization**

**I, Mark Hammond, Secretary of State of South Carolina Hereby certify that:**

ALL MY SONS MOVING & STORAGE OF CHARLESTON, INC., a corporation duly organized under the laws of the state of **DELAWARE** and issued a certificate of authority to transact business in South Carolina on **May 7th, 2012**, has on the date hereof filed all reports due this office, paid all fees, taxes and penalties owed to the Secretary of State, that the Secretary of State has not mailed notice to the Corporation that its authority to transact business in South Carolina is subject to being revoked pursuant to Section 33-15-310 of the 1976 South Carolina Code, and no application for surrender of authority to do business in South Carolina has been filed in this office as of the date hereof.

Given under my Hand and the Great  
Seal of the State of South Carolina this  
7th day of May, 2012.

  
Mark Hammond, Secretary of State

Note: This certificate does not contain any representation concerning fees or taxes owed by the Corporation to the South Carolina Tax Commission or whether the Corporation has filed the annual reports with the Tax Commission. If it is important to know whether the Corporation has paid all taxes due to the State of South Carolina, and has filed the annual reports, a certificate of compliance must be obtained from the Tax Commission.